

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Gusler et al.

§ Group Art Unit: 2177

Serial No.: 09/439,054

§ Examiner: Le, Debbie M.

Filed: November 12, 1999

§ Attorney Docket No.: AT9-99-234

For: Enhanced Backup and Recovery  
Methodology

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 Certificate of Transmission Under 37 C.F.R. § 1.8(a)  
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NOTICE OF APPEAL

Commissioner for Patents  
 P.O. Box 1450  
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Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the office action dated July 30, 2004 finally rejecting claims 1, 4-17 and 20-38.

A fee of \$330.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

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